

**CERTIFICATE OF SERVICE**

I, Karli Johnsen, hereby certify under the penalty of perjury that on August 15, 2007, I served a true and correct copy of the attached:

**- DEFENDANTS' MEMORANDUM OF LAW IN RESPONSE TO MOTIONS OF  
PLAINTIFF LOCALS 302 & 612 OF THE INTERNATIONAL UNION OF  
OPERATING ENGINEERS-EMPLOYERS CONSTRUCTION INDUSTRY  
RETIREMENT TRUST AND OF PLAINTIFF ROBERT L. GARBER AND  
PROSPECTIVE PLAINTIFF SAGINAW POLICE & FIRE PENSION BOARD  
- AFFIRMATION OF ERIC M. ALBERT**

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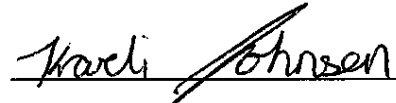
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by tendering a true copy of the same in a properly addressed envelope to Federal Express for one-day overnight delivery service.

Dated: New York, New York

August 15, 2007

  
Karli Johnsen